

## Leah D. Snider

VS.

Defendants.

Case No. 11-CV-1011-BP

4. Pursuant to 28 U.S.C. §1332(a) “the district courts shall have original jurisdiction of all civil actions where the matter in controversy exceeds the sum or value of \$75,000, exclusive of interest and costs . . .”

5. Here, the matter in controversy does not exceed the sum or value of \$75,000.00.

6. 28 U.S.C. §1447(c) states in pertinent part that “if at any time before final judgment it appears that the district court lacks subject matter jurisdiction, the case **shall** be remanded” [emphasis added]. Accordingly, this case should be remanded to State court for further proceedings.

WHEREFORE, Plaintiff prays that this Court enter its order remanding this cause to the Circuit Court of Jackson County, Missouri for all future proceedings pursuant to the provisions of 28 U.S.C. §1447(c).

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/s/ Wesley D. Hilton

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**Attorneys for Plaintiff**

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**Certificate of Service**

I hereby certify that on this 6th day of July, 2012, I electronically filed the foregoing with the clerk of the court by using the CM/ECF system which will send a notice of electronic filing to: Paul Hasty, Jr., HASTY & ASSOCIATES, LLC, Attorney for Defendants.

/s/ Wesley D. Hilton

Attorney for Plaintiff